

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

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|--------------------------------|---|----------------------------|
| In re Application of: |) | |
| |) | |
| Xavier BLIN et al. |) | Group Art Unit: 1614 |
| |) | |
| Application No.: 10/796,979 |) | Examiner: Alicia R. Hughes |
| |) | |
| Filed: March 11, 2004 |) | |
| |) | |
| For: COSMETIC COMPOSITION |) | Confirmation No.: 4617 |
| COMPRISING AT LEAST ONE |) | |
| POLYESTER RESULTING FROM |) | |
| ESTERIFICATION OF AT LEAST ONE |) | |
| TRIGLYCERIDE OF |) | |
| HYDROXYLATED CARBOXYLIC |) | |
| ACID(S) AND AT LEAST ONE OIL |) | |
| WITH A MOLAR MASS OF 650 TO |) | |
| 10000 G/MOL |) | |

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Mail Stop AF

NOTICE OF APPEAL UNDER 37 C.F.R. § 41.31

Sir:

Applicant appeals to the Board of Patent Appeals and Interferences from the

Examiner's decision mailed November 1, 2007.

The item(s) checked below are appropriate:

1. ☐ Applicant petitions for a [Fee] month extension of time, based on the mailing date of the outstanding Office action. The petition fee of \$[Fee] is enclosed.
2. ☒ Applicant has previously filed a Petition for extension of time extending the period for response to the outstanding Office action to March 1, 2008. Applicant now petitions for an additional extension of time to extend the period for response to May 1, 2008. The petition fee of \$930.00 is enclosed.
3. ☒ The Notice of Appeal Fee of \$510.00 ☒ is enclosed.

4. ☐ The Notice of Appeal Fee was previously paid in this application on [Date], but the appeal was not completed. Accordingly, no Appeal Fee is due at this time.
5. ☐ A pre-appeal brief conference is requested. The request and supporting documentation are attached.

Please grant any extensions of time required to enter this response and charge any additional required fees to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: May 8, 2008

By: Deborah M. Herzfeld
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